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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

OKI AMERICA, INC., ET AL.,

C04-03171-CRB

PLAINTIFF,

JOINT STIPULATION TO DISMISS PATENTS

vs.

DEMAND FOR JURY TRIAL

ADVANCED MICRO DEVICES, INC.,

DEFENDANT.

ADVANCED MICRO DEVICES, INC.

COUNTERCLAIMANT,

vs.

**OKI AMERICA, INC., OKI ELECTRIC
INDUSTRY CO., LTD., OKI DATA
CORPORATION AND OKI DATA AMERICAS,
INC.**

COUNTER-DEFENDANTS.

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3 WHEREAS, On August 3, 2004, Oki America, Inc., Oki Electric Industry Co., Ltd.,
4 Oki Data Corporation, Oki Data Americas, Inc. and Oki Telecom, Inc. ("Oki") commenced
5 this action against Advanced Micro Devices, Inc. ("AMD") for declaratory relief regarding
6 the following AMD patents: U.S. Patent Nos. 4,518,678 (Allen); 4,737,830 (Patel);
7 4,884,123 (Dixit); 4,960,732 (Dixit); 4,962,483 (Lodhi) and 5,142,672 (Johnson).

8 WHEREAS, on August 6, 2004, AMD filed counterclaims against Oki alleging
9 infringement of the following AMD patents: U.S. Patent Nos. 4,518,678 (Allen);
10 4,737,830 (Patel); 4,960,732 (Dixit); 4,962,483 (Lodhi) and 5,142,672 (Johnson).

11 WHEREAS, on September 14, 2004, Oki filed an amended complaint against AMD
12 alleging infringement of the following Oki patents: U.S. Patent Nos. 5,338,986 (Kurimoto)
13 and 6,759,747 (Harada); and on March 10, 2005, Oki was granted permission to file a
14 second amended complaint against AMD additionally alleging infringement of the
15 following Oki patents: U.S. Patent Nos. 5,739,571 (Kurachi); 5,856,694 (Kurachi); and
16 6,495,855 (Sawamura).

17 WHEREAS, in an effort to streamline the case, the parties have agreed to withdraw
18 all causes of action, counterclaims and defenses relating to the following four patents:

19 a. AMD's U.S. Patent No. 5,142,672 (Johnson);
20 b. AMD's U.S. Patent No. 4,962,483 (Lodhi);
21 c. Oki's U.S. Patent No. 5,338,986 (Kurimoto); and
22 d. Oki's U.S. Patent No. 6,759,747 (Harada).

23

24 IT IS HEREBY STIPULATED AND AGREED by and between all parties that all
25 causes of action, counterclaims and defenses relating to the four patents listed above are
26 hereby withdrawn without prejudice to either party.

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1 IT IS SO STIPULATED THROUGH COUNSEL OF RECORD.
2

3 Dated: March 20, 2006

VINSON & ELKINS, LLP

4 /s/

5 Adam V. Floyd

6 Attorneys for Advanced Micro Devices, Inc.

7

8 KELLOGG, HUBER, HANSEN, TODD &
9 EVANS, PLLC

10 /s/

11 J. C. Rozendaal

12 Attorneys for Oki America., et al.

13

14 **IT IS SO ORDERED.**

15

16 Dated: March 21, 2006

